

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

BILL RUSSELL, PRESIDENT 2007 PRESIDING

September 4, 2007

A. CALL TO ORDER

The September 4, 2007, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Bill Russell, Board President.

Chief Deputy Charlie Brown of the DeSoto County Sheriff's Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----District 1
Supervisor Eugene C. Thach-----District 2
Supervisor Bill Russell-----District 3
Supervisor Allen Latimer-----District 4
Supervisor Tommy Lewis-----District 5
W. E. Sluggo Davis-----Chancery Clerk
Michael Garriga-----County Administrator
Tony Nowak-----Board Attorney
Chief Deputy Charlie Brown-----Sheriff's Department

B. INVOCATION

Supervisor Eugene Thach presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. APPROVAL OF AUGUST MINUTES

The official minutes of the Board of Supervisors were read for the month of August, 2007, pursuant to Section 19-3-27 of the Mississippi Code of 1972, Annotated. Supervisor Allen Latimer made the motion and Supervisor Jessie Medlin seconded the motion to approve the minutes of the Board of Supervisors, for the month of August 2007 except for clarifications of the minutes on August 29, 2007. The motion passed by a unanimous vote.

E. CONSENT AGENDA

The Board of Supervisors considered approval of the Consent Agenda as presented. Supervisor Jessie Medlin said the Inventory Dispositions presented today show a tremendous amount of inventory and some of it is noted as being thrown away. The Board of Supervisors expressed their concern over inventory items being handled according to state guidelines.

Supervisor Allen Latimer asked if we are replacing radios. Emergency Services Directory Bobby Storey said there are a lot of low band radios that are no longer useable. Supervisor Latimer asked if the radios on the inventory disposal list will be replaced. Mr. Storey said he is working on a report for the Board of Supervisors, but he needs clear direction on how to proceed with that issue.

Supervisor Tommy Lewis made the motion and Supervisor Allen Latimer seconded the motion to approve the Consent Agenda items as follows:

1. Accounting

a. Ratification of Monthly Health Claims

The following is a recap of all insurance claims funded for the month of August and paid to Humana:

Funding Request	Date Paid	Amount	Claim Type
Date			
8/1/07	8/2/07	\$69,405.33	Admin Fees
8/6/07	8/6/07	\$39,627.59	Medical
8/6/07	8/6/07	\$5,015.75	Dental
8/13/07	8/13/07	\$79,664.50	Medical
8/13/07	8/13/07	\$5,137.10	Dental
8/22/07	8/22/07	\$21,670.18	Medical
8/22/07	8/22/07	\$5,998.00	Dental
8/27/07	8/28/07	\$34,472.86	Medical
8/27/07	8/28/07	\$4,594.40	Dental
8/27/07	8/28/07	\$58,933.94	Prescriptions
	TOTAL	\$324,519.65	

August Book Balance	\$3,677,455.13	
July Book Balance	\$3,603,162.04	
June Book Balance	\$3,564,033.30	
May Book Balance	\$3,532,141.05	
April Book Balance	\$3,569,844.77	
March Book Balance	\$3,556,393.22	

b.Ratification of Bond Payments

Mississippi Development Bank Promissory Notes

Hancock Bank Ck# 0229530 issued 8-27-2007 Total \$76,307.04

\$18,000,000 MS Development Bank Special Obligation Bonds

Trustmark Bank Ck# 029544 issued 8-31-07 Total \$ 53,503.26

c. Request to Repay Interfund Loans

From: EMA Grants Fund	\$80,250.00	(044-000-149)
To: General County Fund	\$80,250.00	(001-000-054)

2. Justice Court Report

July, 2007

Criminal Cases Filed – 126	State Assessments - \$42,808.00
Civil Cases Filed – 389	County General Fund - \$78,718.04
Traffic Tickets Filed – 745	Total Collections - \$121,526.04
Total Cases Filed – 1,260	

3. Approval of Bailiff Pay

Liz Medlin - \$120.00 Joe Holmes - \$160.00 Lee Hodge - \$160.00 Chris Sing - \$120.00

4. Chancery Court

- a. Approval of Allowance - \$1,700.00**
b. Authorize Board President to Sign Homestead Deletion List

5. Circuit Court Allowance (2) - \$1,680.00	\$1,596.00
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6. Publication of Board Proceedings – Approval of Publication of Board Proceedings according to Section 19-3-33 of the Mississippi Code.

7. Sheriff's Employee Report

Hires and terminations for pay periods ending:

08/15/2007
08/31/2007

HIRES:

07/23/2007 Shelby Singleton
07/26/2007 Michelle Thomas
07/26/2007 Courtney Dennis
08/17/2007 Brenda Glazier
08/22/2007 Terex Severin
08/22/2007 Jeremy Henson

TERMINATIONS:

07/16/2007 April Orman
07/27/2007 Kimberly Burrus
08/01/2007 John Wallace
08/02/2007 Shane Hill
08/13/2007 Nancy Sullivan
08/14/2007 Kathy Thompson
08/14/2007 Mary Martin
08/15/2007 John Doss
08/22/2007 Jerry Henry
08/22/2007 Courtney Dennis
08/24/2007 Charles Andersen
08/24/2007 Jerry W. Davis

TRANSFERS:

07/18/2007 Paul Leslie to Metro

8. Making the Corrected Order Approving a Tax Exemption for Carmel River Part of the Minutes

9. Inventory Dispositions

a. Preliminary

(1.) Circuit Clerk Office

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
32773	20030110	Canon MP27D Calculator	Broke does not work	Circuit Clerk
10045	11KV188	IBM Wheelwriter	Broken	Circuit Clerk
30400	SG92S1311V	HP Deskjet II20C Printer	old/does not work	Circuit Clerk

(2.) EMA/SAR/EMS/Fire

30823	866SXG6954	Motorola Radio	Broken/Parts Only	EMA
5016	1135284	GE Walkie Talkie	Broken/Parts Only	EMA
5017	1135281	GE Wakie Talkie	Broken/Parts Only	EMA
31182	9600616058B	Maxon H/H Radio	Broken/Parts Only	EMA
11092	53002767	Uniden H/H Radio	Broken/Parts Only	EMA
11089	53002763	Uniden H/H Radio	Broken/Parts Only	EMA
31177	950643303G	Maxon H/H Radio	Broken/Parts Only	EMA
30537	690FSG0795	Motorola H/H Radio	Broken/Parts Only	EMA
31174	940504820	Maxon H/H Radio	Broken/Parts Only	EMA
11090	63001580	Uniden H/H Radio	Broken/Parts Only	EMA
11104	63002208	Uniden H/H Radio	Broken/Parts Only	EMA
31179	951047738G	Maxon H/H Radio	Broken/Parts Only	EMA
31173	940401178	Maxon H/H Radio	Broken/Parts Only	EMA
31898	940504977	Maxon H/H Radio	Broken/Parts Only	EMA
30538	690FSG0654	Motorola H/H Radio	Broken/Parts Only	EMA
31170	930453791	Maxon H/H Radio	Broken/Parts Only	EMA
11101	63002207	Uniden H/H Radio	Broken/Parts Only	EMA
31899	950643136G	Maxon H/H Radio	Broken/Parts Only	EMA
11102	63002212	Uniden H/H Radio	Broken/Parts Only	EMA
30536	15E05216Q	Motorola H/H Radio	Broken/Parts Only	EMA
31175	940504902	Maxon H/H Radio	Broken/Parts Only	EMA
31181	960615693B	Maxon H/H Radio	Broken/Parts Only	EMA
31178	951047141G	Maxon H/H Radio	Broken/Parts Only	EMA
31171	930453792	Maxon H/H Radio	Broken/Parts Only	EMA
31172	930758804	Maxon H/H Radio	Broken/Parts Only	EMA
31176	940816058	Maxon H/H Radio	Broken/Parts Only	EMA
8075	751AUC0336X	Motorola H/H Radio	Broken/Parts Only	EMA
5025	63001151	Uniden Mobile Radio	Broken/Parts Only	EMA
16187	7292110771H0011	Murray Push Mower	Broken	SAR
12058	C8799	Johnson Boat Mower	Broken/Parts Only	SAR
35383	N/A	Chemical Agent Detector	Expired/Non Inventory Item	EMA
35465	N/A	Anthrax Tester	Expired/Non Inventory Item	EMA
3337	N/A	Grass Catcher	Broken	EMA
30217	N/A	Metal Detector	Broken	SAR
12057	N/A	Boat	Broken/used for parts	SAR
12056	N/A	Boat Trailer	Broken/used for parts	SAR
12058	N/A	Boar Motor	Broken/used for parts	SAR
9014	266834914	IBM Typewriter	Broken	EMA
16015	102727	100 Watt speaker	Non Inventory(under \$500)	EMA
33241	N/A	Alert Receiver	Non Inventory(under \$500)	EMA
5028	N/A	Davis Weather Wizard	Broken	EMS
30334	NTHNTH26290	Canon Copier	Broken	EMS
5008	MC41102A37	Davis Weather Wizard	Broken	EMS
12100	45008938	BearCat Scanner	Broken	EMS
11091	63001580	NAWAS Phone	Non Inventory(under \$500)	EMA
36689	11E2583M032A8	Netgear Switch	Non Inventory(under \$500)	EMA
30357	CW660	Sanyo CD Player	Non Inventory(under \$500)	EMS
8040	N/A	Microphone	Non Inventory(under \$500)	EMS
31985	N/A	GE Portable TV	Broken/disposed by personnel	EMS
32431	S1936D	Switch Box	Non Inventory(under \$500)	EMS
38018	PKGBQB86F3B65	Palm Keyboard	Non Inventory Item	EMS
8074	751AUC0335X	Motorola H/H Radio	Broken	EMA
8082	751AUC0342X	Motorola H/H Radio	Broken	EMA
30401	8D20934Y	Sharp Calculator	Broken	Thrown away by Personnel
31227	9509132566B	Maxon Mobile Radio	Broken	EMA
30341	N/A	Kenwood Repeater	Broken/parts only	EMA
30028	C7515	Aim Gas Detector	Broken	Thrown away by Personnel
30338	N/A	Canon calculator	Broken	Thrown away by Personnel
30352	N/A	Impulse sealer	Broken	Thrown away by Personnel
30563	10500529	Maxon HH radio	Broken	EMS
31282	2031914	Canon Calculator	Broken	Thrown away by Personnel
8090	44692	Anacom tape deck	Broken	Trade in on new Equipment at dispatch
36544	00w4a1c55hn2	Palm Zire	Broken	EMS
36543	00w4a1c45yv3	Palm Zire	Broken	EMS
38018	Pkgb1b86f3b65	Palm keyboard	Broken	Thrown away by Personnel

(3.) Sheriff’s Department

32760	KCAAY32006349	CAMERA	BROKEN	SHERIFF’S DEPT
30952	G01181274	VC	BROKEN	SHERIFF’S DEPT
32753	MY29QDC171	HP PRINTER	BROKEN	SHERIFF’S DEPT
34633	359373009706779	CELL PHONE	BROKEN	SHERIFF’S DEPT
34632	603KPLC605832	CELL PHONE	BROKEN	SHERIFF’S DEPT
33869	GG4CA007166	TAPE RECORDER	BROKEN	SHERIFF’S DEPT
33884	GG4CA006887	TAPE RECORDER	BROKEN	SHERIFF’S DEPT
35423	447596GJP	TAPE RECORDER	BROKEN	SHERIFF’S DEPT
36311	132006	TAPE RECORDER	BROKEN	SHERIFF’S DEPT
36322	132010	TAPE RECORDER	BROKEN	SHERIFF’S DEPT
36820	206674VGP	TAPE RECORDER	BROKEN	SHERIFF’S DEPT

36853	N/A	CALCULATOR	BROKEN	DISPOSED BY PERSONNEL
33108	921TDN0685	RADIO	LOST	SEE ATACHED
8138	604ATW0198	CAR RADIO	BROKEN	SHERIFF'S DEPT
8129	604ATW0189	CAR RADIO	BROKEN	SHERIFF'S DEPT
8136	604ATW0196	CAR RADIO	BROKEN	SHERIFF'S DEPT
8124	604ATW0184	CAR RADIO	BROKEN	SHERIFF'S DEPT
8123	604ATW0183	CAR RADIO	BROKEN	SHERIFF'S DEPT
8130	604ATW0190	CAR RADIO	BROKEN	SHERIFF'S DEPT
8120	604ATW0180	CAR RADIO	BROKEN	SHERIFF'S DEPT
34034	1004660	TAPE RECORDER	BROKEN	SHERIFF'S DEPT

b. Final

(1.) EMS/Fire

Asset #	Serial #	Description	Reason for Disposal	Location at Final
12284	50990683	Vodavi 416 Flex Key	Trade-in/New sys	Atom Tech
30028	C7515	AIM Gas Detector	Destroyed in fire	In Fire
32449	SG2A7111BB	HP 450 Mobile Printer	Broken	Allied Waste
33243	N/A	Logitech Keyboard	Broken	Allied Waste
33244	N/A	Logitech Keyboard	Broken	Allied Waste
33245	N/A	Logitech Keyboard	Broken	Allied Waste
30363		EL-1197IV Sharp Calculator	Broken	Allied Waste
32952	7214404630	NOKIA 63401 Cell	Trade in Cellular So	Cingular
36545	00W4AC;45YV3	Palm Zire 72	Broken	5R
33661	00V3VA63HOHCPalm	Tungsten	Broken	5R
33658	00VBB3H14K	Palm Tunsten	Broken	Thrown away by personnel
32272	00TAP782A55V	Palm M515	Broken	5R
32274	00TAP782A4X1	Palm M515	Broken	5R
32279	00TAP9A2A1W8Palm	M515	Broken	5R
30340	HH28544	Handled Pulse OX	No longer useable	Thrown away by personnel
269	11237911000	Chain saw w/case	No longer useable	Thrown away by personnel
30346	394275616	Criticare pulse OX	No longer useable	Thrown away by personnel
30350	19192786	JO3 Pulse OX	No longer useable	Thrown away by personnel
31279	2031913	Canon Calculator	Broken	Thrown away by personnel
31280	2031915	Canon Calculator	Broken	5R
31281	2031914	Canon Calculator	Broken	Thrown away by personnel

The motion passed by a unanimous vote.

See Exhibit E

F. 2008 Budget Public Hearing – 9:00 a.m.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to open the Public Hearing for the FY 08 Budget. The motion passed by a unanimous vote.

1. DeSoto Health and Wellness Center

Billie Wilhite said she is on the Board of Directors for the DeSoto Health and Wellness Center. She said they are having their five year anniversary and explained the center’s mission is to serve uninsured people. She said the center is currently seeing 3,800 to 4,000 patients per year. She said most patients that come to the center are from Southaven.

Supervisor Eugene Thach asked if the clinic sees any patients from outside Desoto County. Ms. Wilhite said no. She said they try not to do anything for residents outside the county. She said when they get patients from outside the county, they try to refer them to other programs and they also refer all patients that come to the clinic to other programs when possible. She said they work with the Health Department and other agencies based on individual needs and circumstances. She said that many of their patients are between 55 and 65 years old and they need assistance because they are too young for Medicare, but do not have insurance.

Ms. Wilhite said they are operating off patient fees. She said that financing comes from several sources. Ms. Wilhite said their dream is to stay open in the evenings and one half day on Saturday. She said they would like to have more participation from local physicians.

Ms. Wilhite said their current location in the Walls Library has been a hardship. She said they do not have good visibility. She said the center has the opportunity to relocate to the Southaven Library facility. She said the City of Southaven is willing to furnish the building and pay for utilities. Ms. Wilhite said the Health and Wellness Center is coming to the county to ask for help with the move to the library. Ms. Wilhite explained that architect Marvin Johnson will draw up the plans for renovation of the library for the Health and Wellness Center. She said renovations will be expensive because of the plumbing. She said they are estimating \$40,000 to \$60,000 with \$25,000 of that money going for plumbing.

Supervisor Bill Russell said that Building and Grounds Director Kenny Evans has looked at the building and he will be here tomorrow to talk to the Board about the renovation.

Supervisor Eugene Thach asked if Ms. Wilhite is planning to go to the cities and ask for assistance. Ms. Wilhite said they should do that.

Supervisor Jessie Medlin asked what the Health and Wellness Center does that the Health Department does not do, or how does it compare to the Byhalia clinic. Ms. Wilhite said the Byhalia clinic is federally funded. She said they see Medicare and Medicaid patients. She said the Health and Wellness Center does not serve Medicare or Medicaid patients. They serve the uninsured.

Supervisor Bill Russell asked when the Health and Wellness Center be prepared to move. Ms. Wilhite said whenever the building is available they will be ready. She said Mayor Davis said the building is available at any time.

2. Desoto County Schools – Office Renovation Project

Supervisor Bill Russell asked if anyone is here to represent the school system. No one came forward. County Administrator Michael Garriga said the schools were to get him some information by Friday regarding their request, but he has not received anything yet.

No motions were made nor votes taken on this issue.

3. Budget FY 08 – Other Issues

Supervisor Bill Russell asked if there were others present to address the Board of Supervisors regarding the FY 08 Budget.

The Care Center

Ms. Claudia Niebanck said the President of the Care Pregnancy Resource Center was not available to meet this morning so she has been designated to talk to the Board of Supervisors about The Care Center. She said she has been involved in the center for some time.

Ms. Niebanck said after TRI STATE moved to Goodman Road it closed and that was four and one half years ago. She said an effort was made to reopen the center and it has taken the current group this long to reorganize. She said the group was told it could not operate under the authority of the TRI STATE Center so they had to completely start again. Ms. Niebanck said they located a facility in the back of the DeSoto Sunrise Building. She said when they move in they met a lady who asked about their organization. When the lady discovered that the organization was a pregnancy center, she called her 17 year old daughter and she became the center's first patient. She said they were set up primarily to handle teenagers but, to their surprise, they have only had three teen pregnancy cases at the center. She said their average clientele is 20 to 40 years old. She said they have not actually tapped into the teen market yet.

Supervisor Eugene Thach said it is his understanding that we cannot contribute to the good work the center does.

Ms. Niebanck explained how the center operates. She said they work with the Health Department on post abortion issues. She said they have been referring most of their clients out. Ms. Niebanck explained that they have an opportunity to receive a grant for an ultrasound machine. She said the facilities in the county do not have ultrasound machines and they would like to pursue that opportunity. She said all of their staff is volunteers. She said they are open six days a week.

Supervisor Bill Russell asked where they presently receive their funding. Ms. Niebanck said they receive funding from “Choose Life”, which is the sale of car tags. She said churches and individuals also give money to their organization. She said Focus on the Family has been a big supporter of their efforts.

Supervisor Bill Russell said the county appreciates the work the center does and Ms. Niebanck being at the meeting to explain their work. He said we will look to see how we can help.

Ms. Niebanck said there are 44 million babies born each day. She said the women are often burdened with the guilt of being pregnant.

Supervisor Bill Russell asked if the center assists in adoptions. Ms. Niebanck said no; they refer people to other agencies for adoptions. Ms. Niebanck explained that the center is also distributing baby food.

Supervisor Allen Latimer said he did not know this group existed. Supervisor Latimer clarified that the group receives money from car tags. Ms. Niebanck said yes.

Ms. Niebanck explained that the group is evaluating their Heartbeat International Program.

Supervisor Russell said it is organizations like the Care Pregnancy Resource Center that makes DeSoto County great.

Supervisor Jessie Medlin said, if the Board could give something to the organization, what would the request be? Ms. Niebanck said the baby food is now stored in the hallway. She said the other part of the building is available, but they are not able to rent it at this time. She said the rent for that part of the building is \$1,600 per month and they would like to rent that for one year.

Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to close the Public Hearing on the 2008 budget. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

County Administrator Michael Garriga said we will be presenting the millage sheets tomorrow.

Supervisor Eugene Thach said he wants to hear from the schools. He said he understands it will take a 3.5 mill increase to fund the budget from the Board of Education. Mr. Garriga agreed. He said there will be a millage increase for maintenance, for interest and in sinking and bond interest and sinking to fund the school’s budget.

Board Attorney Tony Nowak said the Board of Supervisors does not have any choice but to set the millage at what the School Board will need. He said the law is very clear that the School Board sets their own budget and the Board of Supervisors sets the millage to accommodate their request for money.

Supervisor Jessie Medlin asked, at one point in Desoto County, before there were School Boards, the Board of Supervisors set that budget. Comptroller Tom Arnold said prior to 1987 the county controlled the school budget.

Supervisor Eugene Thach said Olive Branch has increased their budget 3.4 mills and now this will be 3.6 mills for the schools. Supervisor Thach said, from a legal standpoint, we do not have any choice but to set the millage to match the Board of Education's budget request for money. Mr. Nowak said that is right.

Supervisor Bill Russell said he would like to wait for Kenny Evans and we also need to consider Volunteer DeSoto. County Administrator Michael Garriga said that request may take a Local and Private bill.

G. OLD BUSINESS

1. Registration of Utility Trailers

Supervisor Allen Latimer said that Joe Myracle came before the Board of Supervisors two weeks ago with concerns about tagging and titling utility trailers. Supervisor Latimer said that Mr. Myracle wants everyone to understand that he is not out to embarrass anyone. Supervisor Latimer reported that Mr. Myracle is not convinced that it is necessary to tag a utility trailer. Supervisor Latimer said that Mr. Myracle brought up legislation on utility trailers from 1968 to present. Supervisor Latimer passed along copies house Bill number 783 in Chapter 338 of the General Law of the State of Mississippi. He also presented a copy of a portion of Chapter 531 of the General Laws of Mississippi for the Board's review. Supervisor Latimer said Mr. Myracle's intent is to resolve whether we have to tag and title utility trailers in Desoto County.

Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to ask the Smith Phillips Mitchell Scott and Nowak Law Firm to contact Mr. Timothy Smith at the Department of Safety who told Mr. Myracle that he agreed with his findings on the subject, and report back to the Board of Supervisors. The motion passed by a unanimous vote.

See Exhibit G.1

2. County Administrator - Justice Court – Statewide Task Force

County Administrator Michael Garriga reminded the Board of Supervisors of the statewide task force to review Justice Court in the State of Mississippi pursuant to Senate Bill 2567. Mr. Garriga said that he had previously drafted a letter for the Board's review and asked if they approve of sending the letter.

Supervisor Eugene Thach made the motion and Supervisor Allen Latimer seconded the motion to authorize the County Administrator to send the letter to the statewide task force to review Justice Court and authorize the Board President to sign the letter. The motion passed by a unanimous vote. **See Exhibit G.2**

H. NEW BUSINESS

1. Grants Administration

a. Cell Phone for Juvenile Drug Court

Grants Administrator Joyce Herring said the Juvenile Drug Court wants to set up a phone line that serves as a contact phone line for participant of the Juvenile Drug Court. She said it has been difficult for the Drug Court to reach the participants individually and this cell phone line would be specifically for leaving messages for the participants to call in and retrieve their messages.

Supervisor Tommy Lewis made the motion and Supervisor Allen Latimer seconded the motion to approve setting up a new cell phone to serve as a message center for the Juvenile Drug Court with Cellular South, including a free cell phone, 300 outbound minutes, free inbound minutes at a cost of \$29.99 per month. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO
Supervisor Eugene C. Thach-----ABSENT
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----YES

b. Approval of Metro Narcotics Auction Contract with Crenshaw

At the recommendation of the Grants Administrator Joyce Herring, Supervisor Allen Latimer made the motion and Supervisor Tommy Lewis seconded the motion to approve a contract with Crenshaw Auction for Metro Narcotics at an auction fee of 7% and with the auction being held September 29, 2007. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----ABSENT
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----YES

See Exhibit H.1.b

c. Add Metro Narcotics Forfeiture to Inventory

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to add a 1987 Ford F-150 pickup truck to inventory for Metro Narcotics further described as VIN 1FTDF15Y4HKA83162. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----ABSENT
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----YES

See Exhibit H.1.c

2. Board Attorney

a. Stateline Road Bridge - Approval of MOU

At the recommendation of the Board Attorney, Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to approve an agreement of DeSoto County, Mississippi and Olive Branch, Mississippi for re-construction of bridge on Stateline Road and to authorize the Board President to sign the agreement. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----ABSENT
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----YES

See Exhibit H.2.a

- b. Resolution Approving Interlocal Agreement for Ambulance Service**
- c. Resolution Approving Addendum to Fire Protection Interlocal Agreement**
- d. Resolution Approving Interlocal Agreement for Digital Orthophotography**

At the recommendation of the Board Attorney, Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to approve the following resolutions:

- b. Resolution of the DeSoto County Board of Supervisors approving the Interlocal Agreement between the DeSoto County Board of Supervisors and the Cities of Hernando, Olive Branch and Horn Lake regarding public ambulance service in DeSoto County;
- c. Resolution of the DeSoto County Board of Supervisors approving the addendum to the Interlocal Agreement for Fire Protection Services within DeSoto County, Mississippi;
- d. Resolution of the DeSoto County Board of Supervisors approving Interlocal Agreement for Digital Orthophotography and the interlocal agreement between DeSoto County, Mississippi, Tunica County, Mississippi, City of Southaven, Mississippi, City of Olive Branch, Mississippi, City of Hernando, Mississippi, City of Horn Lake, Mississippi, and the Town of Walls, Mississippi for digital orthophotography

The motion passed by a unanimous vote.

Mr. Nowak explained that Southaven will not participate in the ambulance service Interlocal Agreement but they are willing to work with the county. **See Exhibit H.2.b.c.d**

e. Tourism Building – Approval of Architects Contract

Convention and Visitors Bureau member Chuck Roberts reminded the Board of Supervisors that the loan for the construction of the DeSoto Civic Center/Tourism Building is sponsored by Desoto County Board of Supervisors and the Cap loan program was applied for by the county. Mr. Roberts said he is seeking approval of the architect and engineering contracts to retain Neel Schafer Engineering and Doug Thornton Architect.

Board Attorney Tony Nowak said these services are not required to be bid according to state purchasing laws because they are professional services. Mr. Nowak said that Grants Administrator Joyce Herring checked with MDA and they do not require bids for professional services for grant purposes. Mr. Nowak said he has checked the contracts and everything looks fine.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the contracts for Neel Schafer Engineering and Doug Thornton Architect for services on the DeSoto Civic Center/Convention Visitor’s Bureau. The motion passed by a unanimous vote.

3. Accounting – Claims Docket

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code annotated, Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----YES

Supervisor Jessie Medlin questioned the Coroner’s cell phone bill and instructed that steps be taken to manage the plan as efficiently as possible.

Supervisor Eugene Thach asked if we are keeping up with the Justice Court Project. County Administrator Michael Garriga said yes. **See Exhibit H.3**

4. Legislative Requests for FY 08

Vanessa Lynchard asked the Board of Supervisors to let her know of additions and deletions to the Legislative requests for 2007 in anticipation of meeting with the Legislators for the 2008 session.

Supervisor Bill Russell said we got a letter from the Beaver Control Advisory Committee to participate in that program. He asked if any legislative action is necessary on that matter.

Supervisor Jessie Medlin suggested requesting the Legislators look at getting a hospital in the county. The Board of Supervisors discussed this issue and said it may be good to request approval for a Level 3 hospital and to modify the certificate of need process.

Supervisor Tommy Lewis said that it would be more efficient to have the Emergency Services Director given the authority to issue a burn ban.

The Board of Supervisors discussed this issue and the inefficiency of timing issuing burn bans with Board Meetings and directed that approval to give authority to issue a burn ban to a designated person in each county be added to the Legislative requests.

5. Department of Road Management

- a. Road Report and Work Schedule**
- b. Road Bond Report**

Road Manager Russell Dorris presented the Road Report and Work Schedule and Road Bond Report and asked the Board of Supervisors for approval to put those reports on the Consent Agenda in the future.

Supervisor Tommy Lewis said on page 3 of the Work Schedule, what is removing car bodies referring to. Mr. Dorris said that is car bodies from the Sheriff’s Department. He said keeping car bodies is against Stormwater Regulations and they were removed from the property.

At the recommendation of the County Road Manager Russell Dorris, Supervisor Eugene Thach made the motion and Supervisor Allen Latimer seconded the motion to approve the County Road Report for August, 2007 and Work Schedule for September, 2007, and the Road Bond Report for September, 2007, as presented by the Road Manager. The motion passed by a unanimous vote. **See Exhibit H.5.a.b.**

At the recommendation of the Road Manager, Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to add the Road Report and Work Schedule and the Road Bond Report to the Consent Agenda in the future. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----YES

See Exhibit H.5

I. EXECUTIVE SESSION

The executive session portion of these minutes is recorded under the portion of the minutes called "Executive Session".

J. OTHER

1. Fire Truck Grant

Emergency Services Director Bobby Storey told the Board of Supervisors there is not a Round Nine Grant for fire trucks. He said they have started a supplement grant and ACI has shown an interest in using those funds.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve ACI Fire Department to apply for the fire truck grant on behalf of ACI Fire Department and in accordance with state guidelines. The motion passed by a unanimous vote.

2. EMA – DeSoto Civic Center

Board Attorney Tony Nowak said he has reviewed the agreement with for the DeSoto Civic Center for the county to use the facility and he recommends approval of the agreement. He said there is no cost for using the building

At the recommendation of the Board Attorney, Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to approve the agreement between Desoto County and the DeSoto Civic Center for use of the building on April 21, 22, 23, 24 and 25, 2008 from 8:00 a.m. to 5:00 p.m. The motion passed by a unanimous vote. **See Exhibit J.2**

3. Fire Department Burn Ban

The Board of Supervisors were presented with some comments from the public on the indefinite burn ban.

Supervisor Jessie Medlin said there is confusion about the burn ban being indefinite. He said he has had several calls where people are concerned about setting an indefinite burn ban. Emergency Services Director Bobby Storey said that he called the newspapers to clarify that the burn ban is indefinite until we receive enough rain to lift the burn ban.

Board Attorney Tony Nowak said the Board of Supervisors can issue an indefinite burn ban. Mr. Nowak said he has such a resolution drafted and it allows Chief Storey to terminate the ban at any time. Mr. Nowak said the authority to issue the ban comes from this Board but the Board can authorize Chief Storey to lift the ban at any time and the resolution provides this authority to Chief Storey and is in accordance with laws governing issuing burn bans. **See Exhibit J.3**

4. Building and Grounds – Justice Court Facility

Supervisor Allen Latimer said the outside of the Justice Court facility in Southaven needs an update.

County Administrator Michael Garriga said once the new expansion is completed, we will look at the existing area for renovation and then we improve the outside of the building.

Supervisor Latimer said that county buildings represent the county and he agreed it is time to update the Justice Court facility in Southaven.

5. State Aid – Project LSBP (17) 5

At the recommendation of the County Consulting Engineer Daniel Murphy, Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve final acceptance LSBP (17) 5 which are three box culverts in Desoto County. The motion passed by a unanimous vote.

6. Illegal Immigrants

Supervisor Bill Russell said there was an article in the paper that said jurisdictions around the country are taking steps to make sure that foreign populations are paying their own way and that they are here legally. Supervisor Russell asked if the Board wants to form a committee to look at this issue. He said we need to make sure they are paying taxes if they are using our services.

Board Attorney Tony Nowak said nationally there have been a lot of local changes dealing with foreign residents. He said the federal government regulates housing of foreign residents. Mr. Nowak said at least one jurisdiction says the federal government has jurisdiction over such matters and not the local government.

Supervisor Jessie Medlin asked if you have to be a citizen to get a driver's license. Mr. Nowak said he does not know. He said there is an "international license" but he is not familiar with the requirements to obtain an "international license".

Supervisor Eugene Thach said the federal government is already involved with this issue. Supervisor Thach said he thinks we should let them handle the issue.

No motions were made nor votes taken on this issue.

7. Personnel – Department of Road Management

Road Manager Russell Dorris notified the Board of Supervisors that he will be on jury duty the week of September 17, 2007.

8. Bond Financing

Supervisor Jessie Medlin asked what bonds are still out there that have not been locked in. Comptroller Tom Arnold said the \$18 million bond and the \$10 million from the State Development have not been locked in at this rate. He said Demery Grubbs said that it is still in our best interest to have the variable rate. Supervisor Medlin asked when they are locked in, can we put them to expire on schedule with the original issuants or will they have to be 20 years or more? Mr. Arnold said the Board can choose what to do at that time.

9. Accounting – Request for Revision

Toward the end of the meeting, Comptroller Tom Arnold said there needs to be a revision to the Claims Docket in the total amount of sixty cents. At the recommendation of the request of the Comptroller, Supervisor Allen Latimer made the motion and Supervisor Bill Russell seconded the motion to void transaction number 708771 and to reissue the claim to account number 215800803 in the amount of \$7,735.67. The motion passed by a unanimous vote.

Supervisor Eugene Thach made the motion and Supervisor Allen Latimer seconded the motion to recess the meeting until September 5th, 2007 at 9:00 a.m.

THIS the 4th day of September 2007, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Bill Russell, President
DeSoto County Board of Supervisors